

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rebecca GOTTLIEB, et al.
Title: SYSTEM AND METHOD FOR
RESTENOSIS MITIGATION
Appl. No.: 10/638,215
Appl. Filing Date: 8/7/2003
Examiner: Phillip A. Gray
Art Unit: 3767
Confirmation No.: 3315

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

[X] Please enter and consider the amendment and/or reply previously filed on
August 10, 2007.

- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply previously filed on __.
- ☐ Other __.

b. Enclosed are:

- ☐ Amendment/Reply.
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO/SB/08 with copies of __ listed reference(s).
- ☐ Other .

Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of __ months.

The filing fee is calculated below:

| | Claims as Amended | Previously Paid For | Extra Claims Present | Rate | Fee Totals |
|--|-------------------|---------------------|----------------------|------------|------------|
| RCE Fee 1.17(e): | | | | \$790.00 | = \$790.00 |
| Total Claims: | 29 | - 48 | = 0 | x \$50.00 | = \$0.00 |
| Independents | 2 | - 3 | = 0 | x \$200.00 | = \$0.00 |
| First presentation of any Multiple Dependent Claims: | | | | + \$360.00 | = \$0.00 |
| CLAIMS FEE TOTAL: | | | | | = \$790.00 |

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

| | | | |
|---|------------|---|----------|
| [X] Extension for response filed within the first month: | \$120.00 | 1 | \$120.00 |
| [] Extension for response filed within the second month: | \$450.00 | | \$0.00 |
| [] Extension for response filed within the third month: | \$1,020.00 | | \$0.00 |
| [] Extension for response filed within the fourth month: | \$1,590.00 | | \$0.00 |
| [] Extension for response filed within the fifth month: | \$2,160.00 | | \$0.00 |
| EXTENSION FEE SUBTOTAL: | | | \$120.00 |
| EXTENSION FEE ALREADY PAID: - | | | \$0.00 |
| EXTENSION FEE TOTAL | | | \$120.00 |
| CLAIMS AND EXTENSION FEE TOTAL: | | | \$910.00 |
| [] Small Entity Fees Apply (subtract ½ of above): | | | \$0.00 |
| [] Suspension of action requested under 37 C.F.R. § 1.103(c) | | | \$0.00 |
| TOTAL FEE: | | | \$910.00 |

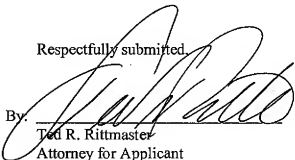
The above-identified fees of \$910.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: August 24, 2007
 FOLEY & LARDNER LLP
 Customer Number: 23392
 Telephone: (310) 975-7963
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By: 
 Ted R. Rittmaster
 Attorney for Applicant
 Registration No. 32,933

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AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Final Office Action dated January 12, 2007,
concerning the above-referenced patent application.

Remarks/Arguments begin on page 6 of this document.

Please amend the application as follows: